

Senate Bill No. 193

Passed the Senate September 11, 2009

Secretary of the Senate

Passed the Assembly September 11, 2009

Chief Clerk of the Assembly

This bill was received by the Governor this _____ day
of _____, 2009, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to add and repeal Section 52124.2 of the Education Code, relating to class size reduction.

LEGISLATIVE COUNSEL'S DIGEST

SB 193, Lowenthal. Class size reduction: Long Beach Unified School District.

Existing law allows a school district that maintains kindergarten or grades 1 to 3, inclusive, to apply to the Superintendent of Public Instruction for an apportionment to implement a K–3 Class Size Reduction Program. The purpose of the program is to ensure that instruction is received in classrooms where there are not more than 20 pupils. The Controller is required to deduct an amount equal to the amount received by the school district for class size reduction from the district's next principal apportionment or apportionments of state funds if the district does not implement its class size reduction program for all grades and classes for which it received funding.

This bill would authorize the Superintendent to approve funding for the Long Beach Unified School District for the 2009–10, 2010–11, and 2011–12 school years for a class size reduction program if the class size exceeds 20 pupils, or the class is housed with another class, and specified criteria are met, including criteria relating to closures on Catalina Island resulting from the May 2007 fire and resultant debris flow hazard due to weather-related conditions. These provisions would become inoperative on July 1, 2012, and would be repealed on January 1, 2013.

This bill would state the findings and declarations of the Legislature concerning the need for special legislation.

The people of the State of California do enact as follows:

SECTION 1. Section 52124.2 is added to the Education Code, to read:

52124.2. (a) Notwithstanding any other provision of this chapter, the Superintendent may approve funding for the Long Beach Unified School District pursuant to this chapter for the

2009–10, 2010–11, and 2011–12 school years for classes in which the K-3 Class Size Reduction Program is implemented that either exceed 20 pupils or are housed with another class, if the following conditions are met:

(1) The school district certifies that the number of pupils enrolled in a district school increased as a direct result of the closures on Catalina Island resulting from the May 2007 fire and resultant debris flow hazard due to weather-related conditions, and this growth increased the number of pupils enrolled in classes in which the K-3 Class Size Reduction Program is implemented.

(2) The school district certifies that it lacked sufficient classroom space or credentialed teachers to accommodate the enrollment increase from the closures on Catalina Island resulting from the May 2007 fire and resultant debris flow hazard due to weather-related conditions.

(b) This section shall become inoperative on July 1, 2012, and as of January 1, 2013, is repealed, unless a later enacted statute that is enacted before January 1, 2013, deletes or extends the dates on which it becomes inoperative and is repealed.

SEC. 2. The Legislature hereby finds and declares that due to unique circumstances relating to the Long Beach Unified School District, a general statute cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution.

Approved _____, 2009

Governor